

ORDINANCE NO. 2009-39

AN ORDINANCE, amending Ordinance Nos. 2002-22, Section I and II, 2005-30, Section I, as it relates to penalties for parking violations.

WHEREAS, the State legislature has authorized local authorities to regulate the parking of vehicles, including the penalties for any violations of such;

WHEREAS, RCW 46.63.110(4) authorizes local authorities to set a monetary penalty not to exceed twenty-five dollars for failure to respond to a notice of traffic infraction relating to parking of vehicles; and

WHEREAS, the City desires to exercise said authority.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WENATCHEE DO HEREBY ORDAIN as follows:

SECTION I

Ordinance No. 2002-22, Sections I and II, and Ordinance No. 2005-30, Section I (in part), also cited as Chapter 6B.08 of the Wenatchee City Code, are hereby amended to read as follows:

Chapter 6B.08

PENALITIES

Sections:

- 6B.08.010 Violation – Fines.**
- 6B.08.020 Fines to be paid into the general fund.**

- 6B.08.010 Violation – Fines.**

(1) A violation of Chapter 6B.06 WCC, unless otherwise specified, shall be a traffic infraction punishable by a fine of \$30.00. In the event that the initial fine is not paid within the

first fifteen (15) days of the date of the issuance of said infraction, the fine shall increase to \$50.00.

(2) A violation of WCC 6B.06.160 shall be a traffic infraction punishable by a fine of \$50.00. In the event that the initial fine is not paid within the first fifteen (15) days of the date of the issuance of said infraction, the fine shall increase to \$75.00.

(3) A violation of WCC 6B.06.050, WCC 6B.06.170 or WCC 8.18.040 shall be a traffic infraction punishable by a fine of \$124.00. In the event that the initial fine is not paid within the first fifteen (15) days of the date of the issuance of said infraction, the fine shall increase to \$149.00.

6B.08.020 Fines to be paid into the general fund.

All fines or forfeitures collected under this title and all moneys received from traffic infractions related to parking violations issued within the City shall be paid into the general fund of the City.

SECTION II

Ordinance No. 1678, Section IV, and Ordinance No. 1953, Section I, (in part), also cited as Wenatchee City Code 8.18.040, are hereby amended to read as follows:

8.18.040 Penalty.

Any person violating any provision of this chapter shall be fined as authorized in Chapter 6B.08 WCC.

SECTION III

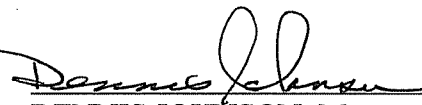
If any section, subsection, sentence, clause or phrase of this Ordinance is declared or judged by a court of competent jurisdiction to be invalid or unconstitutional, such adjudication shall in no manner affect the remaining portions of this Ordinance which shall be in full force and effect as if said section, subsection, sentence, clause or phrase so declared or adjudged invalid or unconstitutional were not originally a part hereof.

SECTION IV


This Ordinance shall take effect thirty (30) days from and after its approval and publication as provided by law.

PASSED BY THE CITY COUNCIL OF THE CITY OF WENATCHEE, at a regular meeting thereof, this 12th day of November, 2009.

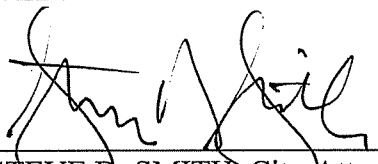
CITY OF WENATCHEE, a Municipal
Corporation

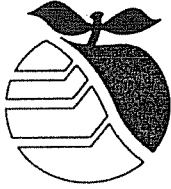
By: 
DENNIS JOHNSON, Mayor

ATTEST:

By: 
BRENDA GUSKE, Interim City Clerk

APPROVED:

By: 
STEVE D. SMITH, City Attorney



**City of
Wenatchee**
Office of City Attorney

MEMORANDUM

To: Mayor Dennis Johnson and City Council

From: Steve D. Smith, City Attorney

Date: November 6, 2009

Re: Proposed Ordinance No. 2009-39

Ordinance No. 2009-39 is being proposed to reflect an increase in the parking fees. The increased fee amounts were requested by the Wenatchee Police Department. The increased fee amounts reflect that the Chelan County District Court is now charging filing fees for certain parking tickets. The increased fees will offset the filing fee with the Court. The increased fees will also be more commensurate with the severity of the violation.

Violations of the general parking code are currently punished by a fine of \$15, which revises to \$30 if they fail to pay within 15 days. This ordinance would raise that penalty to \$30 and \$50, respectively.

Penalties for violations of 6B.06.050 (parking on fire apparatus access roads), 6B.06.170 (parking in bike lanes), and 8.18.040 (parking on fire lanes) have been raised to \$124, and \$149 if not paid within 15 days.